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STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS, AND MINING
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Salt Lake City, Utah 84116
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CHARLES R. HENDERSON
ROBERT C. LERMAN
I. DANIEL STEWART
BY SUBCOMMITTEE

CLEON B. FINE
Director

April 18, 1978

Jack D. Day
993 West 4th North
Moab, UT 84532

Re: Utah Mined Land Reclamation Act

Dear Mr. Day:

It has come to the attention of this Division that you, or a company represented by you will be, or are, engaged in active mining on the B & I uranium mine.

leases/claims located on the following locations: Section 8, Township 35 South, Range 15 East, San Juan County, Utah.

As you are probably aware, the Utah Mined Land Reclamation Act of 1975, requires a Notice of Intention to Commence Mining Operations, and a Mining and Reclamation Plan, including surety, to be filed with this Division for all mining projects over a certain size.

I would like your response relative to the mine(s) under your control or operation in one of the following ways, depending on the particulars of the mine(s):

- (1) Submit a "Declaration of Exemption" Form MR 4, if you feel the mine(s) qualifies for exempt status. A mine may be declared exempt if less than 2 acres in surface area is disturbed, or less than 500 tons of material is moved in 12 consecutive months.
- (2) Submit a "Notice of Intention to Commence Mining Operations" Form MR 1, and a "Mining and Reclamation Plan" Form MR 2, for the mine(s) or begin correspondence with this office which will lead to the preparation of said plans.
- (3) Declare that the mine(s) were active on May 14, 1975, and that operations will cease by July 1, 1977. In this case, no notice of intent or reclamation plan will need to be filed, providing the Division is notified by letter before July 10, 1977.
- (4) Declare that a Notice of Intention of Commence Mining Operations and a Mining and Reclamation Plan will be submitted by July 1, 1977, for the mining activity. Mines which were active on May 14, 1975, and will be active after July 1, 1977, fall into this category.

For your information, the law requires that exploratory drilling programs be reported to this office. This report should be a letter submitted before drilling commences. All information regarding the location, size or nature of the deposit and needed confidential by the operator will be protected in our files until you give us written release. The report should include the following information:

- A. legal location to the 1/4 section,
- B. approximate acreage involved,
- C. statement that all holes will be plugged to prevent fluid migration,
- D. a statement that the surface area disturbed will be reclaimed in a manner acceptable to the surface owner,
- E. confirmation that holes larger than 2 1/2" in diameter will be sealed at the surface.

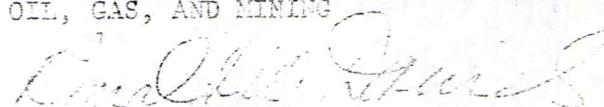
In addition, any information you can give us on the ground water conditions in the holes after your drilling program is finished would be appreciated.

A Division field inspection crew will check the status of all filings made under the Utah Mined Land Reclamation Act. If you decide to respond in the manner described in either (3) or (4) include in your letter the legal location of the property to the 1/4 section.

If you have questions relative to the filing procedure or need assistance in preparing any of the forms, please contact myself or Brian W. Buck. In the event that you call by phone and both of us are out of the office, our secretary LuAnn Clayton will help you.

Sincerely,

DIVISION OF OIL, GAS, AND MINING



RONALD W. DANIELS
COORDINATOR OF MINED
LAND DEVELOPMENT

RWD/lc

Enclosed: Form MR 1 (Notice of Intention to Commence Mining Operations)
Form MR 2 (Mining and Reclamation Plan)
Form MR 4 (Declaration of Exemption)